

A1
~~wherein the mounting is designed such that the swiveling axis is tilted relative to a vertical axis, such that the handle pull pivots upward and toward the outside when the door lock is opened, while the carrier component does not pivot.~~

A2 Sub B1
4. ~~(Amended) A door handle arrangement according to Claim 1, wherein the handle pull is equipped with a manually actuated hand grip between the end and an end facing away from the mounting, and wherein an outer side of the hand grip, which faces away from the door, extends approximately perpendicular to the door, at least in areas.~~

REMARKS

Favorable reconsideration and allowance are respectfully requested in view of the foregoing amendments and following remarks.

Responsive to the restriction requirement, the election of Group I, Claims 1-12, is confirmed. The restriction requirement is traversed in that the reasons for distinctness are improper. The reason given for distinctness in the instant case is that the product as claimed can be made by another and materially different process because the door of the vehicle is not required for the apparatus of Group I. As the claims of Group I are directed towards a door handle arrangement for a door of the vehicle, the reasons for distinctness are improper. Accordingly, withdrawal of the restriction requirement is respectfully requested and examination of Claims 13 and 14 is requested.

Responsive to the rejections under 35 U.S.C. §112, second paragraph, by way of the foregoing amendments, the objections are obviated. Regarding the longitudinal axis, the limitation is definite in that the longitudinal axis is that of the vehicle. Likewise, the limitation of the vertical axis is also definite in that there can only be one vertical axis. Regarding Claim 2, both the horizontal axis and the vertical axis are definite. Regarding Claims 5 and 6, the two ends are definite in that a forward or rear end, recited in Claim 1, and an end that faces away from the mounting, recited in Claim 2, provide antecedent basis for the limitation. Regarding Claims 7-10, the limitation horizontally is definite. Likewise, regarding Claim 11, the vertical axis is definite. Accordingly, withdrawal of the rejection is respectfully requested.

Claims 1-10 were rejected under 35 U.S.C. §102(b) as anticipated by DE '572. This rejection is respectfully traversed. DE '572 does not disclose or suggest, among other features, the swiveling axis intersecting said forward or rear end wherein the mounting is designed such that the swiveling axis is tilted relative to a vertical axis, such that the handle pull pivots upward and toward the outside when the door lock is open while the carrier component does not pivot. DE '572 shows in Figure 1 that the handle pull 1 is mounted to a U-shaped lever 3 which in turn is mounted to a holder 6. The swiveling axis of this arrangement 9 allows the handle pull 1 to swivel upward. The swiveling axis of this arrangement does not intersect the handle pull. In DE '572 the forward or rear end is not mounted to the carrier component. The carrier component is noted in the Office Action as element 6. As the handle pull 1 is indirectly attached to 6 via U-shaped configuration element 3, the handle pull is not mounted thereto. Thus, it is respectfully submitted that the claimed invention is

not anticipated by DE '572, as noted above. According, withdrawal of the rejection is respectfully requested.

Claims 11 and 12 were rejected under 35 U.S.C. §102(e) as anticipated by Larabet et al. These rejections are respectfully traversed. Larabet et al. does not disclose or suggest that the mounting is inclined upwards towards an exterior of the vehicle so that the swiveling axis is tilted relative to the vertical axis and the handle pull pivots upward and outward when the door lock is opened. The Office Action references Figure 2 to suggest that the mounting is inclined upwards towards an exterior of the vehicle so that the swiveling axis is tilted and the handle pull pivots upward and outward. However, Figure 2 is a perspective fragmentary view of the door in Figure 1. The door in Figure 1 does not disclose or suggest that the mounting is inclined upwards or that the swiveling axis is tilted with respect to the vertical. At column 4, lines 25-33, the movement of the grip portion with respect to the pivot pin is described. No suggestion or disclosure is made of the swiveling axis being tilted. In order to anticipate, a reference must teach each and every element. As Larabet et al. does not show or suggest the above-noted limitation, Larabet et al. does not anticipate the claimed invention. Accordingly, withdrawal of the rejection is respectfully requested.

In view of the foregoing amendments and remarks, the application is respectfully submitted to be in condition for allowance, and prompt and favorable action thereon is earnestly solicited.

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If there are any questions regarding this amendment or the application in general, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application for all concerned.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket No. 225/50056).

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Jeffrey D. Sanok', is written over a horizontal line.

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MARKED-UP VERSION OF AMENDMENTS

Please amend Claims 1 and 4 as follows:

1. (Amended) A door handle arrangement for a door of a vehicle, comprising an outside handle pull for opening a door lock and the door, said outside handle being mounted at a forward or rear end, relative to a longitudinal axis of the vehicle, to a carrier component within a mounting, such that said handle pull can pivot around a swiveling axis, and such that the handle pull pivots toward an outside when the door lock is opened, said swiveling axis intersecting said forward or rear end,

wherein the mounting is designed such that the swiveling axis is tilted relative to a vertical axis, such that the handle pull pivots upward and toward the outside when the door lock is opened, while the carrier component does not pivot.

4. (Amended) A door handle arrangement according to Claim 1, wherein the handle pull is equipped with a manually actuated hand grip between the [two ends] end and an end facing away from the mounting, and

wherein an outer side of the hand grip, which faces away from the door, extends approximately perpendicular to the door, at least in areas.